

1 HONORABLE RICHARD A. JONES
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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 UNITED STATES OF AMERICA,) No. CR19-238 RAJ
11 Plaintiff,)
12 v.) ORDER GRANTING UNOPPOSED
13 MICHAEL DAVID MATHISEN,) MOTION TO CONTINUE TRIAL AND
14 Defendant.) PRETRIAL MOTIONS DEADLINE

15 THE COURT has considered Defendant's unopposed motion to continue the
16 trial date and pretrial motions deadline and finds that:

17 (a) taking into account the exercise of due diligence, a failure to grant a
18 continuance in this case would deny counsel for the defendant the reasonable time
19 necessary for effective preparation due to counsel's need for more time to review the
20 evidence, consider possible defenses, and gather evidence material to the defense, as set
21 forth in 18 U.S.C. § 3161(h)(7)(B)(iv); and

22 (b) a failure to grant such a continuance in this proceeding would likely result in
23 a miscarriage of justice, as set forth in 18 U.S.C. § 3161(h)(7)(B)(i); and

24 (c) the additional time requested is a reasonable period of delay, as the defendant
25 has requested more time to prepare for trial, to investigate the matter, to gather evidence
26 material to the defense, and to consider possible defenses; and

(d) the ends of justice will best be served by a continuance, and the ends of justice outweigh the best interests of the public and the defendant in any speedier trial, as set forth in 18 U.S.C. § 3161(h)(7)(A); and

(e) the additional time requested between the current trial date of January 21, 2020 and the new trial date is necessary to provide counsel for the defendant the reasonable time necessary to prepare for trial, considering counsel's schedule and all of the facts set forth above.

IT IS THEREFORE ORDERED that Defendant's unopposed motion (Dkt. #22) is GRANTED. The trial date in this matter shall be continued from January 21, 2020 to July 13, 2020, at 9:00 a.m.

IT IS FURTHER ORDERED that all pretrial motions, including motions in limine, shall be filed no later than May 21, 2020.

IT IS FURTHER ORDERED that the period of delay from the date of this order to the new trial date of July 13, 2020, is excludable time pursuant to 18 U.S.C. §§ 3161(h)(7)(A) and (h)(7)(B)(iv).

DATED this 27th day of November, 2019.

Richard D. Jones

The Honorable Richard A. Jones
United States District Judge